

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 186

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

INTRODUCED BY

Daniel R. Foley

AN ACT

RELATING TO PUBLIC SCHOOLS; REQUIRING THE PUBLIC EDUCATION
DEPARTMENT TO SEPARATE STATISTICAL REPORTING OF STUDENT
ASSESSMENTS FOR CITIZENS AND NONCITIZENS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 22-2C-11 NMSA 1978 (being Laws 2003,
Chapter 153, Section 20, as amended) is amended to read:

"22-2C-11. ASSESSMENT AND ACCOUNTABILITY SYSTEM
REPORTING--PARENT SURVEY--DATA SYSTEM--FISCAL INFORMATION.--

A. The department shall:

(1) issue a state identification number for
each public school student for use in the accountability data
system. The identification number shall include a number,
letter or symbol that indicates the citizenship status of the
student. When school districts report their overall assessment

.170716.1

underscoring material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 data, they shall include a report that separates assessments
2 for citizens and noncitizens;

3 (2) adopt the format for reporting individual
4 student assessments to parents. The student assessments shall
5 report each student's progress and academic needs as measured
6 against state standards;

7 (3) adopt the format for reporting annual
8 yearly progress of public schools, school districts and the
9 department. If the department has adopted a state improving
10 schools program, the annual accountability report shall include
11 the results of that program for each public school. The annual
12 accountability report format shall be clear, concise and
13 understandable to parents and the general public. All annual
14 accountability reports shall ensure that the privacy of
15 individual students is protected; and

16 (4) require that when public schools, school
17 districts and the state disaggregate and report school data for
18 demographic subgroups, they include data disaggregated by
19 gender.

20 B. Local school boards may establish additional
21 indicators through which to measure the school district's
22 performance in areas other than adequate yearly progress.

23 C. The school district's annual accountability
24 report shall include a report of graduation rates for each
25 public high school in the school district. As part of the

.170716.1

underscored material = new
[bracketed material] = delete

1 graduation rate data, the school district shall indicate
2 contributing factors to nongraduation such as transfer out of
3 the school district, pregnancy, dropout and other factors as
4 known.

5 D. The school district's annual accountability
6 report shall include the results of a survey of parents' views
7 of the quality of their children's school. The survey shall be
8 conducted each year in time to include the results in the
9 annual accountability report. The survey shall compile the
10 results of a written questionnaire that shall be sent home with
11 the students to be given to their parents. The survey may be
12 completed anonymously. The survey shall be no more than one
13 page, shall be clearly and concisely written and shall include
14 not more than twenty questions that shall be answered with
15 options of a simple sliding scale ranging from "strongly agree"
16 to "strongly disagree" and shall include the optional response
17 "don't know". The survey shall also include a request for
18 optional written comments, which may be written on the back of
19 the questionnaire form. The questionnaire shall include
20 questions in the following areas:

- 21 (1) parent-teacher-school relationship and
22 communication;
23 (2) quality of educational and extracurricular
24 programs;
25 (3) instructional practices and techniques;

.170716.1

underscoring material = new
[bracketed material] = delete

- 1 (4) resources;
- 2 (5) school employees, including the school
- 3 principal; and
- 4 (6) parents' views of teaching staff
- 5 expectations for the students.

6 E. The department shall develop no more than ten of
7 the survey questions, which shall be reviewed by the
8 legislative education study committee prior to implementation.
9 No more than five survey questions shall be developed by the
10 local school board, and no more than five survey questions
11 shall be developed by the staffs of each public school;
12 provided that at least one-half of those questions shall be
13 developed by teachers rather than school administrators, in
14 order to gather information that is specific to the particular
15 community surveyed. The questionnaires shall indicate the
16 public school site and shall be tabulated by the department
17 within thirty days of receipt and shall be returned to the
18 respective schools to be disseminated to all parents.

19 F. The school district's annual accountability
20 report shall be adopted by the local school board, shall be
21 published no later than November 15 of each year and shall be
22 published at least once each school year in a newspaper of
23 general circulation in the county where the school district is
24 located. In publication, the report shall be titled "The
25 School District Report Card" and disseminated in accordance

.170716.1

1 with guidelines established by the department to ensure
2 effective communication with parents, students, educators,
3 local policymakers and business and community organizations.

4 G. The annual accountability report shall include
5 the names of those local school board members who failed to
6 attend annual mandatory training.

7 H. The annual accountability report shall include
8 data on expenditures for central office administration and
9 expenditures for the public schools of the school district.

10 I. The department shall create an accountability
11 data system through which data from each public school and each
12 school district may be compiled and reviewed. The department
13 shall provide the resources to train school district personnel
14 in the use of the accountability data system.

15 J. The department shall verify data submitted by
16 the school districts.

17 K. At the end of fiscal year 2005, after the budget
18 approval cycle, the department shall produce a report to the
19 legislature that shows for all school districts using
20 performance-based program budgeting the relationship between
21 that portion of a school district's program cost generated by
22 each public school in the school district and the budgeted
23 expenditures for each public school in the school district as
24 reported in the district's performance-based program budget.
25 At the end of fiscal year 2006 and subsequent fiscal years,

underscoring material = new
[bracketed material] = delete

1 after the budget approval cycle, the department shall report on
2 this relationship in all public schools in all school districts
3 in the state.

4 L. When all public schools are participating in
5 performance-based budgeting, the department shall recommend
6 annually to the legislature for inclusion in the general
7 appropriation act the maximum percentage of appropriations that
8 may be expended in each school district for central office
9 administration.

10 M. The department shall disseminate its statewide
11 accountability report to school districts; the governor,
12 legislators and other policymakers; and business and economic
13 development organizations."

14 Section 2. APPLICABILITY.--The provisions of this act
15 apply to the 2008-2009 and subsequent school years.